

STATE OF CALIFORNIA
WATER RESOURCES CONTROL BOARD
DIVISION OF DRINKING WATER

TO: Bautista Conservation Camp No. 36
33015 Bautista Road
Hemet, CA 92544

Attn: Anthony Salas, Battalion Chief

**CITATION FOR VIOLATION OF CALIFORNIA CODE OF REGULATIONS, TITLE
22, SECTION 64533(a) - WATER SYSTEM NO. 3310801**

CITATION NO. 05-20-16C-008

Issued on November 8, 2016

Section 116650 of the California Health and Safety Code authorizes the issuance of a citation to a public water system for violation of the California Safe Drinking Water Act (Health and Safety Code, Division 104, Part 12, Chapter 4, commencing with Section 116270) (hereinafter “California SDWA”), or any regulation, standard, permit or order issued or adopted thereunder.

The State Water Resources Control Board (hereinafter "Board"), acting by and through its Division of Drinking Water (hereinafter "Division") and the Deputy Director for the Division (hereinafter "Deputy Director"), hereby issues a citation to the Bautista Conservation Camp No. 36 (hereinafter, Bautista) (33015 Bautista Road, Hemet, CA 92544) for violation of California Code of Regulations (CCR), Title 22, Section 64534 subsection (g).



1 **APPLICABLE AUTHORITIES**

2 **Section 116650 of California Health and Safety Code provides:**

3
4 (a) If the department determines that a public water system is in violation
5 of this chapter or any regulation, permit, standard, citation, or order issued or adopted
6 thereunder, the department may issue a citation to the public water system. The
7 citation shall be served upon the public water system personally or by certified mail.
8 Service shall be deemed effective as of the date of personal service or the date of
9 receipt of the certified mail. If a person to whom a citation is directed refuses to accept
10 delivery of the certified mail, the date of service shall be deemed to be the date of
11 mailing.

12 (b) Each citation shall be in writing and shall describe the nature of the
13 violation or violations, including a reference to the statutory provision, standard, order,
14 citation, permit, or regulation alleged to have been violated.

15 (c) A citation may specify a date for elimination or correction of the
16 condition constituting the violation.

17 (d) A citation may include the assessment of a penalty as specified in
18 subdivision (e).

19 (e) The department may assess a penalty in an amount not to exceed
20 one thousand dollars (\$1,000) per day for each day that a violation occurred, and for
21 each day that a violation continues to occur. A separate penalty may be assessed for
22 each violation.

23
24
25 **California Code of Regulations, Title 22, Section 64534, subsection (g) provides,**
26 **in relevant part:**
27

1 (g) Systems that fail to monitor in accordance with the monitoring plan
2 required by section 64534.8 shall be in violation of the monitoring requirements, and
3 shall notify the public pursuant to sections 64463, 64463.7 and 64465, in addition to
4 reporting to the State Board pursuant to sections 64537 through 64537.6.
5
6

7 **STATEMENT OF FACTS**

8 The Bautista water system is operated under Water Supply Permit No. 05-20-15P-
9 003, issued on July 7, 2015.
10

11 Bautista serves water to approximately 130 permanent residents at the Department of
12 Forestry's Conservation Camp located in Hemet, CA. The domestic water system
13 consists of one well, two reservoirs, one booster station, an Iron and Manganese
14 Treatment Plant, and a chlorination station.
15

16 Pursuant to Title 22, CCR, Section 64534.8, Bautista is required to collect a total
17 trihalomethanes (TTHM) and haloacetic acids (HAA5) sample on an annual basis
18 during the third quarter of each calendar year, in accordance with its approved Stage
19 2 Disinfection By-Product Rule (DBPR) Monitoring Plan, dated August 15, 2013
20 (Attachment No. 1). The following enforcement actions were previously issued to this
21 system for a similar violation:
22

23 October 13, 2015: A Notice of Violation due to the failure to collect a DBP sample
24 during the third quarter of 2015 in accordance to its Stage 2 DBPR monitoring plan.
25

26 January 6, 2012: A Notice of Violation due to the failure to collect a DBP sample
27 during the third quarter of 2011 in accordance to its Stage 1 DBPR monitoring plan.

1 **DETERMINATION**

2 The Division has determined that Bautista has repeatedly failed to comply with the
3 disinfection by-product monitoring and reporting requirements pursuant to California
4 Code of Regulations (CCR), Title 22, Section 64534 subsection (g).

5
6 **DIRECTIVES**

7 Bautista is hereby directed to take the following actions:

- 8
- 9 1. Forthwith, Bautista shall cease and desist from failing to comply with the
10 monitoring and reporting requirements for disinfection by-products.
- 11
- 12 2. Within a year of receipt of this citation, Bautista shall provide notice of the
13 monitoring and reporting violation by posting at conspicuous locations throughout
14 its camp.
- 15
- 16 3. Upon notifying its patrons, Bautista shall provide to the Division certification of
17 public notification using the enclosed form (Attachment No. 2). The certification of
18 notification must identify the number of notices posted and the locations where the
19 notices were posted.
- 20
- 21 4. Bautista shall include information regarding the monitoring and reporting violation
22 identified in this citation in the 2016 Consumer Confidence Report, which must be
23 completed and distributed to staff and inmates by July 1, 2017. A draft of the 2016
24 Consumer Confidence Report shall be submitted to the Division for review and
25 approval prior to distribution and/or posting.
- 26

1 5. Within 60 days of receipt of this citation, Bautista shall provide a report
2 documenting an evaluation of Bautista's operations to identify factors contributing
3 to its failure to monitor and report on a timely manner.
4

5 The Division reserves the right to make such modifications to this citation as it may
6 deem necessary to protect public health and safety. Such modifications may be
7 issued as amendments to this citation, and shall be deemed effective upon issuance.
8

9 Nothing in this citation relieves Bautista of its obligation to meet the requirements of
10 the California Safe Drinking Water Act, or of any regulation, permit, standard, or order
11 issued or adopted thereunder.
12

13 All submittals required by this citation shall be submitted to the Division at the
14 following address:

15
16 J. Steven Williams, P.E.
17 District Engineer
18 State Water Resources Control Board
19 Division of Drinking Water
20 1350 Front Street, Room 2050
21 San Diego, CA 92101
22

23 **PARTIES BOUND**

24 This citation shall apply to and be binding upon Bautista, its officers, directors,
25 shareholders, agents, employees, contractors, successors, and assignees.
26

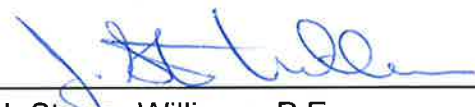
27 **SEVERABILITY**

28 The Directives of this citation are severable, and Bautista shall comply with each and
29 every provision thereof, notwithstanding the effectiveness of any other provision.

1 **FURTHER ENFORCEMENT ACTION**

2 The California SDWA authorizes the Board to: issue a citation with assessment of
3 administrative penalties to a public water system for violation or continued violation of
4 the requirements of the California SDWA or any permit, regulation, permit or order
5 issued or adopted thereunder including, but not limited to, failure to correct a violation
6 identified in a citation or compliance order. The California SDWA also authorizes the
7 Board to take action to suspend or revoke a permit that has been issued to a public
8 water system if the system has violated applicable law or regulations or has failed to
9 comply with an order of the Board; and to petition the superior court to take various
10 enforcement measures against a public water system that has failed to comply with
11 an order of the Board. The Board does not waive any further enforcement action by
12 issuance of this citation.

13
14
15
16 11-8-16
17 Date


18 J. Steven Williams, P.E.,
19 District Engineer
20 Division of Drinking Water
21 State Water Resources Control Board

22
23 **Attachments:**

- 24 1. Bautista CC No. 36 Stage 2 DBPR Monitoring Plan
25 2. Proof of Notification Form
26

27 cc: County of Riverside, Department of Environmental Health (w/o attachments)
28
29 Larry Taylor, California Department of Forestry and Fire Protection, Bautista
30 Conservation Camp No. 36, 33015 Bautista Road, Hemet, CA 92544 (w/
31 attachments)

Attachment No. 1

Stage 2 Disinfectants/Disinfection Byproduct Rule (DBPR) Monitoring Plan

System Name:		Bautista Conservation Camp		System Number:		3310801	
Contact Name:		George Gonzalez		E-Mail:		george.gonzalez2@fire.ca.gov	
Phone:		951-927-3639		Minimum Required Number of Sample Locations:		1	
Population:	150	Source Water Type:	<input checked="" type="checkbox"/> Groundwater <input type="checkbox"/> Surface Water <input type="checkbox"/> Both				

Attach a map of distribution system with source, system interconnection, treatment plant, storage tank and pump station facilities, pressure zone boundaries, and Stage 2 DBPR Sample Sites marked.

Number of Pressure Zones: 1 # of Storage Tanks: 1 # of Pump Stations: 1

☐ Check if this water system is part of a combined distribution system (your water system routinely provides potable water to, or receives potable water from, one or more other water systems).

TTHM/HAA5 Sample Locations

PS_Code (Assigned by CDPH)	Monitoring Site Name / ID	Stage 2 Compliance Monitoring Site Location	Location Type	Justification
33XXXXX-801	Site #5	Building 18	<input type="checkbox"/> Highest TTHM <input type="checkbox"/> Highest HAA5 <input checked="" type="checkbox"/> Stage 1 DBPR Site <input type="checkbox"/> Other	Original Site
33XXXXX-802			<input type="checkbox"/> Highest TTHM <input type="checkbox"/> Highest HAA5 <input type="checkbox"/> Stage 1 DBPR Site <input type="checkbox"/> Other	
33XXXXX-803			<input type="checkbox"/> Highest TTHM <input type="checkbox"/> Highest HAA5 <input type="checkbox"/> Stage 1 DBPR Site <input type="checkbox"/> Other	
33XXXXX-804			<input type="checkbox"/> Highest TTHM <input type="checkbox"/> Highest HAA5 <input type="checkbox"/> Stage 1 DBPR Site <input type="checkbox"/> Other	
Etc.			<input type="checkbox"/> Highest TTHM <input type="checkbox"/> Highest HAA5 <input type="checkbox"/> Stage 1 DBPR Site <input type="checkbox"/> Other	
			<input type="checkbox"/> Highest TTHM <input type="checkbox"/> Highest HAA5 <input type="checkbox"/> Stage 1 DBPR Site <input type="checkbox"/> Other	

Stage 2 DBPR Monitoring Plan

Instructions: Add rows as necessary to list all Stage 2 compliance monitoring locations. For each location, provide an ID number and/or address. For each location, check the location type and provide justification for selection of the location. The PS_Code is assigned by CDPH, and the format is the 7-digit System Number followed by an 800-series number starting with 801 (e.g., 3310001-801)

TTHM/HAA5 Monitoring Frequency

- ☒ Check if system is on **Routine Frequency**
☐ Check if system is on Increased Frequency. Reason: _____
☐ Check if system is on Reduced Frequency. Reason: _____

Projected Sampling Date(s) (month/day)			
Calendar Quarter 1 (Jan 1 – Mar 31)	Calendar Quarter 2 (Apr 1 – Jun 30)	Calendar Quarter 3 (Jul 1 – Sep 30)	Calendar Quarter 4 (Oct 1 – Dec 31)
		3 rd week of July	

Instructions: Provide the projected sampling date (month and day or week) within the monitoring period(s) required for your system; e.g., provide one date within Calendar Quarter 3 if your system is required to monitor yearly or provide one date within each of the four calendar quarters if your system is required to monitor quarterly.

Ozone/Chlorine Dioxide Facilities

Contact the office for additional information and requirements.

- ☒ Check if ozone is used. Bromate monitoring requirements apply.
☐ Check if chlorine dioxide is used. Chlorite monitoring requirements apply.

Distribution System Disinfectant Residuals Monitoring

Sample Location and Frequency: Same time and location as the Total Coliform Rule (TCR)
Distribution System bacteriological monitoring; see Bacteriological Sample Siting Plan

Compliance Calculation Procedures

TTHM MCL: 0.080 mg/l HAA5 MCL: 0.060 mg/l

- ☒ This system is monitoring yearly or less frequently. Compliance is calculated as follows: determine if each sample result for each sample location is less than or equal to the Maximum Contaminant Level (MCL).
- ☐ This system is monitoring quarterly. Compliance is calculated as follows: for each sample location, calculate the locational running annual average (LRAA)—the average of results for samples taken at the sample location during the 4 most recent quarters $([Q1+Q2+Q3+Q4]/4)$ —and determine if each LRAA is \leq the MCL.
- ☐ This system is monitoring more frequently than quarterly. Compliance is calculated as follows: for each sample location, average all samples taken in a quarter at the monitoring location to determine a quarterly average and then calculate the LRAA—the average of quarterly averages

Stage 2 DBPR Monitoring Plan

at the monitoring location during the 4 most recent quarters $([Q1+Q2+Q3+Q4]/4)$ —and determine if each LRAA is \leq the MCL.

If any individual quarter's result will cause the LRAA to exceed the TTHM MCL, the system is out of compliance at the end of that quarter.

Operational Evaluation Level (OEL) Calculation Procedures

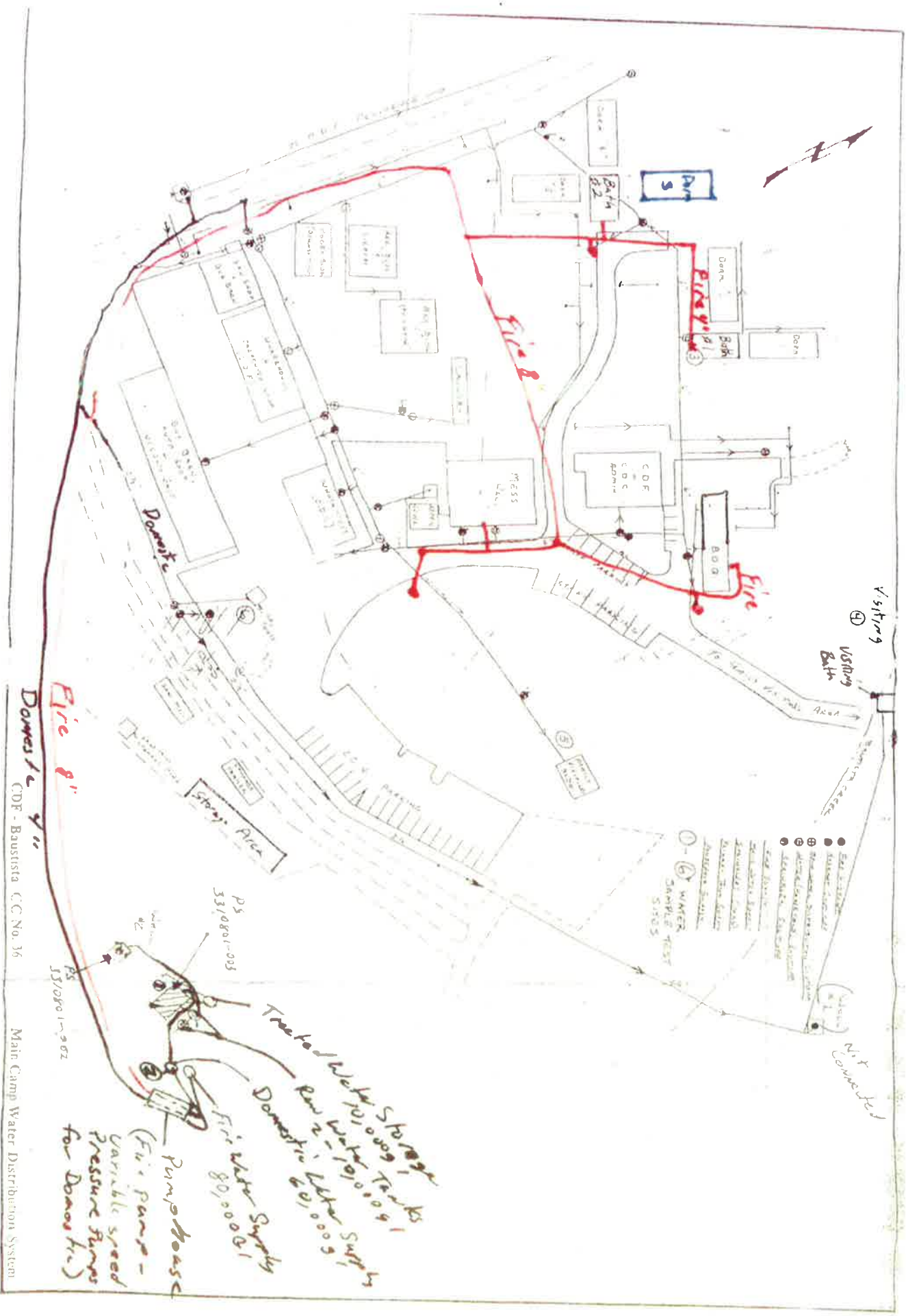
The Operational Evaluation Levels (OEL) are calculated quarterly for TTHM and HAA5, and is the sum of the 2 previous quarter's results plus twice the current quarter's result, divided by 4 to determine an average $([Q1+Q2+2*Q3]/4)$. If the OEL exceeds the MCL, system must conduct an operational evaluation and submit a report to CDPH no later than 90 days after being notified of the analytical result that caused the OEL exceedance.



Signature

August 15, 2013

Date



Domestic 4"

CDF - Baustista C.C. No. 36

Main Camp Water Distribution System

Fire 8"

PS 3310801-003
PS 3310801-002

Treated Water Storage Tanks
Raw Water Storage Tanks
Domestic Water Supply
Fire Water Supply
Pump House
(Fire Pump - Variable speed Pressure Pumps for Domestic)

Attachment No. 2

Drinking Water Notification to Consumers

PROOF OF NOTIFICATION

Name of Water System: _____

Please explain what caused the problem if you have determined what it was and what steps you have taken to correct it. _____

Consumers Notified _____ Yes _____ No

If not, explain: _____

Date of Notification: _____

On the date of notification set forth above, I served the above referenced document(s) on the consumers by:

_____ Sending a copy through the U.S. Mail, first class, postage prepaid, addressed to each of the resident(s) at the place where the property is situated, pursuant to the California Civil Code. Attach copy of Notice.

_____ Newspaper (if the problem has been corrected). Attach a copy of Notice.

_____ Personally hand-delivering a copy to each of the consumers. Attach a copy of Notice.

_____ Posted on a public bulletin board, that will be seen by each of the consumers (for small, non-community water systems with prior Division approval). Attach copy of Notice.

I hereby declare the forgoing to be true and correct under penalty of perjury.

Dated: _____

Signature of Person Serving Notice

****Notice:** Complete this Proof of Notification and return it along with a copy of the notification to the State Water Resources Control Board, Division of Drinking Water (Division) within 10 days of receipt of giving public notice.

Disclosure: Be advised that the California Health and Safety Code states that any person who knowingly makes a false statement on any report or document submitted for the purpose of compliance with the attached order may be liable for a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation for each day that violation continues. In addition, the violators may be prosecuted in criminal court and upon conviction, be punished by fine of not more than twenty-five thousand dollars (\$25,000) for each day of violation, or be imprisoned in county jail not to exceed one year or by both the fine and imprisonment.